

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/693,607
 Applicant : Brian E. LeGette
 Confirmation No. : 6475
 Filed : October 27, 2003
 TC/A.U. : 3765
 Examiner : Sutton, Andrew W.
 Customer No. : 27896
 Docket No. : 0100.0020C1
 Title : Ear Warmer Having a Curved Ear Portion

TRANSMITTAL OF AMENDMENT/REPLY TO NON-FINAL OFFICE ACTION

Enclosed are the following documents in response to the Office action mailed May 14, 2009 for the above-identified application:

<input checked="" type="checkbox"/> Amendment After Non-Final (pages 1 to 1) <input type="checkbox"/> Specification (pages to) <input checked="" type="checkbox"/> Claims (pages 2 to 8) <input type="checkbox"/> Abstract (pages to) <input checked="" type="checkbox"/> Applicant Arguments Made in an Amendment (pages 9 to 12)	<input checked="" type="checkbox"/> Petition for Extension of Time <input checked="" type="checkbox"/> Information Disclosure Statement, Transmittal Letter, Concise explanation of Relevance, and eight (8) foreign patent references <input type="checkbox"/> Declaration Under 37 C.F.R. §1.131 or §1.132
<input type="checkbox"/> Sheets of Drawings including Figures	<input type="checkbox"/> Other:

THE **FEES** HAVE BEEN CALCULATED AS FOLLOWS:

	CLAIMS REMAINING AFTER AMENDMENT	CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	24	- 24 =	0	x \$52.00 \$26.00	\$0
Independent Claims	3	- 3 =	0	x \$220.00 \$110.00	\$0
Subtotal Total Amendment Fee					\$0.00
Other fees: \$180.00 for an Information Disclosure Statement and \$1,110.00 for Three (3) month extension of time					\$1,290.00
TOTAL FEE DUE					\$1290.00

- ☐ **Applicant is entitled to Small Entity Status**
- ☒ Credit card payment has been submitted concurrently with the filing of this Reply.

The Director is hereby authorized to treat any concurrent or future reply, requiring a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. In addition, the Director is hereby authorized to charge any additional appropriate fees that may be required during the pendency of the above-identified application (e.g., in the concurrent or in any future reply), as well as to credit any overpayment, to Deposit Account No. **05-0460**.

Dated: November 16, 2009

Respectfully submitted by:

EDELL, SHAPIRO & FINNAN, LLC
CUSTOMER NO. 27896
1901 Research Boulevard, Suite 400
Rockville, MD 20850
(301) 424-3640

/Thomas W. Lynch/
Thomas W. Lynch
Reg. No. 42820